

# EXHIBIT 8

1 Page 1

2 IN THE UNITED STATES DISTRICT COURT  
3 FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

4 \*  
5 THE CITY OF HUNTINGTON,

6 Plaintiff,

7 vs.

CIVIL ACTION

8 NO. 3:17-01362

9 AMERISOURCEBERGEN DRUG  
10 CORPORATION, et al.,

11 Defendants.

12 CABELL COUNTY COMMISSION,

13 Plaintiff,

14 vs.

CIVIL ACTION

15 NO. 3:17-01665

16 AMERISOURCEBERGEN DRUG  
17 CORPORATION, et al.,

18 Defendants.

19 \*  
20 Videotaped and videoconference deposition  
21 of THOMAS MCGUIRE taken by the Defendants under the  
22 Federal Rules of Civil Procedure in the above-  
23 entitled action, pursuant to notice, before Teresa  
24 S. Evans, a Registered Merit Reporter, all parties  
located remotely, on the 9th day of September,  
2020.

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1 versus the level of sale and distribution of  
2 prescription opioids that does not constitute a  
3 nuisance?

4 A. You know, I wasn't asked that question. I  
5 was asked with respect --

6 Sorry, there's an insect trying to get  
7 on the video.

8 No, I was asked the question of: In  
9 total, did sale and distribution of prescription  
10 opioids constitute a public nuisance? Not whether  
11 there might have been, you know, some other  
12 situation in which they could be divided into those  
13 that were and those that were not.

14 Q. And when you quantify the net economic  
15 harms or the net economic costs imposed by the  
16 sales and distribution of prescription opioids from  
17 2006 through 2018 in Cabell County, West Virginia,  
18 you're quantifying all of those, not the ones that  
19 are attributable to conduct of particular actors.

20 Is that correct?

21 A. Yes, I think that's correct. My job was to  
22 pick up the story at the point of assessing the net  
23 costs of the sale and distribution. Why that took  
24 place was not part of my assignment.

1           Q.    So did you take any steps to eliminate from  
2        your calculations the economic harms or the costs  
3        of prescription opioids that were sold and  
4        distributed by the defendants in this case without  
5        breaching any duty?

6                    MR. PENDELL:   Objection.

7           A.    I think the answer to that is I did not try  
8        to segment the sale and distribution of  
9        prescription opioids nor the economic costs  
10       associated with them according to a categorization  
11       of the nature of the sale and distribution.

12          Q.    And are you offering any opinion of what  
13        portion of the net economic harms or costs you  
14        quantified are due to the sale and distribution of  
15        prescription opioids by the defendants in this  
16        case?

17          A.    I've got the total in my report, and I --  
18        and so I would say -- I also did not - as part of  
19        my assignment - apportion that to particular  
20        defendants.  Or non-defendants.  I just -- I didn't  
21        do it.

22          Q.    And did you do any apportionment of the net  
23        economic harms or costs that were imposed by the  
24        sales and distribution of prescription opioids from

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1 STATE OF WEST VIRGINIA,  
2 COUNTY OF JACKSON, to wit;

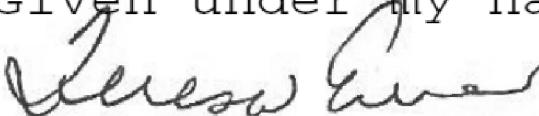
3  
4 I, Teresa S. Evans, a Notary Public within  
and for the County and State aforesaid, duly  
5 commissioned and qualified, do hereby certify that  
the foregoing deposition of THOMAS McGUIRE was duly  
6 taken by me and before me at the time and place and  
for the purpose specified in the caption hereof,  
7 the said witness having been by me first duly  
sworn.

8  
9 I do further certify that the said  
deposition was correctly taken by me in shorthand  
notes, and that the same were accurately written  
10 out in full and reduced to typewriting and that the  
witness did request to read his transcript.

11  
12 I further certify that I am neither  
attorney or counsel for, nor related to or employed  
13 by, any of the parties to the action in which this  
deposition is taken, and further that I am not a  
relative or employee of any attorney or counsel  
14 employed by the parties or financially interested  
in the action and that the attached transcript  
15 meets the requirements set forth within article  
twenty-seven, chapter forty-seven of the West  
16 Virginia Code.

17 My commission expires October 25, 2020.  
Given under my hand this 11th day of September,

18 ~~Given under my hand~~

19 

20 Teresa S. Evans  
21 RMR, CRR, RPR, WV-CCR  
22  
23  
24

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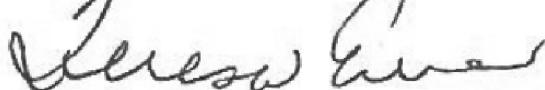
1 STATE OF WEST VIRGINIA

2 COUNTY OF KANAWHA, to wit;

3 I, Teresa Evans, owner of Realtime Reporters,  
4 LLC, do hereby certify that the attached deposition  
5 transcript of THOMAS McGUIRE meets the requirements  
6 set forth within article twenty-seven, chapter  
7 forty-seven of the West Virginia Code to the best  
8 of my ability.

9  
10 Given under my hand this 11th day of September,  
11 2020.

12  
13  
14  
15 G I V E N u n d e r m y h a n d

16  
17 

18 Registered Professional  
19 Reporter/Certified Realtime Reporter  
20  
21  
22  
23  
24